TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED / ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER
P70555US0

US APPLICATION NO. (14 KNOWN, 500 37 CFR 1.5) 4 8

INTERNATIONAL APPLICATION NO.

PCT/EP03/011787

INTERNATIONAL FILING DATE

October 24, 2003

PRIORITY DATE CLAIMED
October 26, 2002

TITLE OF INVENTION

METHOD FOR DETERMINING THE GASTRIC EMPTYING

APPLICANT(S) FOR DO/EO/US

Sitke AYGEN

| Applicant herein submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information. | | | |
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| 1. 📕 This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. | | | |
| 2. This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. | | | |
| 3. This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1). | | | |
| 4. \square A proper Demand for Internatl. Preliminary Examination was made by the 19th month from earliest claimed priority date. | | | |
| 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is hereby incorporated by reference and | | | |
| a. \square is transmitted herewith (required only if not transmitted by the International Bureau). | | | |
| b. 🔳 has been transmitted by the International Bureau. | | | |
| c. I is not required, as the application was filed in the United States Receiving Office (RO/US) | | | |
| 6. A translation of the International Application into English (35 U.S.C. 371(c)(2)). | | | |
| 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) | | | |
| a. are transmitted herewith (required only if not transmitted by the International Bureau). | | | |
| b. have been transmitted by the International Bureau. | | | |
| c. A have not been made; however, the time limit for making such amendments has NOT expired. | | | |
| d. 🔳 have not been made and will not be made. | | | |
| 8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). | | | |
| 9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). | | | |
| 10. A translation of the annexes to the Internatl. Preliminary Examination report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | | |
| Items 11. to 16. below concern other document(s) or information included: | | | |
| 11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98. | | | |
| 12. An assignment document for recording. A separate cover sheet compliance with 37 CFR 3.28 and 3.31 is included. | | | |
| 13. A FIRST preliminary amendment. | | | |
| A SECOND or SUBSEQUENT preliminary amendment. | | | |
| 14. A substitute specification. | | | |
| 15. A change of power of attorney and/or address letter. | | | |
| 16. Other items or information: | | | |
| International Search Report | | | |
| PCT/IB/301 Form | | | |
| PCT/IB/304 Form PCT/IB/308 Form | | | |
| First Page of Publication | | | |
| International Preliminary Examination Report (with annexes) | | | |
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JC13 Rec'd PCT/PTO 22 APR 2005 APPLICATION NO. (If known, see 37 CFR (1.5) INTERNATIONAL APPLICATION NO. PCT/EP03/011787 P70555US0 **CALCULATIONS** PTO USE ONLY 17. The following fees are submitted: a) Basic national fee\$300.00 c) Search fee \$500.00 \$1,000.00 **TOTAL OF ABOVE CALCULATIONS =** \$1000.00 Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. **Total Sheets** Number of each additional 50 or Rate Extra Sheets fraction Thereof (round up to a whole number) **** *** - 100 = *** ***/50 = \$ x 250.00 Surcharge of \$130.00 for furnishing the oath or declaration later than \$130.00 20 30 months from the earliest claimed priority date (37 CFR 1.492(e)). Number **Number Extra** Rate Claims Filed **Total Claims** 2 - 20 =-0x \$50.00 \$ -0-\$ Independent Claims 1 - 3 = x \$200.00 Multiple Dependent Claim(s) (if applicable) +\$360.00 \$ \$1,130.00 TOTAL OF ABOVE CALCULATIONS = Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28). SUBTOTAL = \$1,130.00 Processing fee of \$130 for furnishing the English translation later than 20 30 months from the earliest claimed priority date (37 CFR 1.492(f)) \$1,130.00 TOTAL NATIONAL FEE = Fee of \$40.00 for recording the enclosed assignment (37 CFR 1.21(h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31). \$1,130.00 TOTAL FEES ENCLOSED = Please charge my Deposit Account No. <u>06-1358</u> in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.

| a. 🗖 | A Credit Card Payment Form authorizing the amount of \$1,130.00 | to cover the above fees is enclosed. |
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The Commissioner is hereby authorized to charge my account any additional fees set forth in §1.492 during the pendency of this application, or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

SEND ALL CORRESPONDENCE TO:

JACOBSON HOLMAN PLLC

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CUSTOMER NUMBER: 00136

Rea. No. 31,409

JPH&S 12/04